

Senate Engrossed

State of Arizona
Senate
Forty-fifth Legislature
Second Regular Session
2002

CHAPTER 63

SENATE BILL 1053

AN ACT

AMENDING SECTION 11-1022, ARIZONA REVISED STATUTES; RELATING TO ANIMAL
STERILIZATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 11-1022, Arizona Revised Statutes, is amended to
3 read:

4 11-1022. Sterilization of impounded dogs and cats; definition

5 A. A dog or cat shall not be released for adoption from a county, city
6 or town pound or from an animal shelter unless either ONE OF THE FOLLOWING
7 APPLIES:

8 1. The dog or cat has been first surgically spayed or neutered.

9 2. THERE IS NO VETERINARY FACILITY CAPABLE OF PERFORMING SURGICAL
10 STERILIZATION WITHIN A TWENTY MILE RADIUS OF THE POUND OR SHELTER.

11 3. A VETERINARIAN DETERMINES THAT A MEDICAL CONTRAINDICATION FOR
12 SURGERY EXISTS THAT REASONABLY REQUIRES POSTPONEMENT OF THE SURGERY UNTIL THE
13 SURGERY CAN BE PERFORMED IN A SAFE AND HUMANE MANNER.

14 ~~2.~~ B. IF SUBSECTION A, PARAGRAPH 2 OR 3 APPLIES, the adopting party
15 signs SHALL SIGN an agreement to have the dog or cat spayed or neutered BY
16 A VETERINARIAN within thirty days or WITHIN FIFTEEN DAYS OF A VETERINARIAN'S
17 DETERMINATION THAT SURGICAL STERILIZATION MAY BE PERFORMED IN A SAFE AND
18 HUMANE MANNER before sexual maturity and deposits SHALL DEPOSIT with the
19 pound or shelter an amount sufficient to ensure that the dog or cat will be
20 sterilized.

21 ~~B.~~ C. If the adoption fee includes the cost of spaying or neutering,
22 then no deposit is required. The amount of the deposit required by
23 subsection A, ~~paragraph 2~~ B shall be determined by the pound or shelter to
24 be comparable to the lowest fee charged by veterinarians in the county. The
25 pound or shelter shall refund to the adopting party any monies deposited
26 pursuant to the agreement if within the time provided in the agreement there
27 is presented a written statement signed by a licensed veterinarian that the
28 adopted dog or cat has been spayed or neutered.

29 ~~C.~~ D. Any deposit monies that are not refunded under subsection A,
30 ~~paragraph 2~~ C shall be used only for the following purposes:

31 1. Spaying or neutering dogs and cats.

32 2. Public education to prevent overpopulation of dogs and cats.

33 3. Costs of confirming that adopted dogs and cats are spayed or
34 neutered.

35 ~~D.~~ E. This section does not apply to a county or incorporated city
36 or town that adopts an ordinance or resolution for dog and cat sterilization
37 that exceeds the requirements of this section.

38 ~~E.~~ F. For THE purposes of this section, "animal shelter" means a
39 ~~facility that is used or designated for use to house or contain any dog or~~
40 ~~cat and that is owned, operated or maintained by a duly incorporated humane~~
41 ~~society, animal welfare society, society for the prevention of cruelty to~~
42 ~~animals or other nonprofit corporate organization devoted to the welfare,~~
43 ~~protection and humane treatment of animals.~~

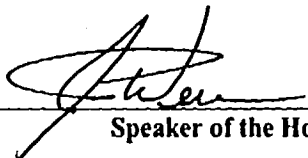
APPROVED BY THE GOVERNOR APRIL 23, 2002.

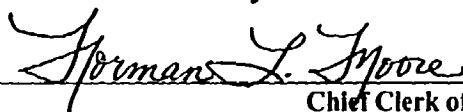
FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 23, 2002.

Passed the House April 16, 2002,

by the following vote: 42 Ayes,

16 Nays, 2 Not Voting

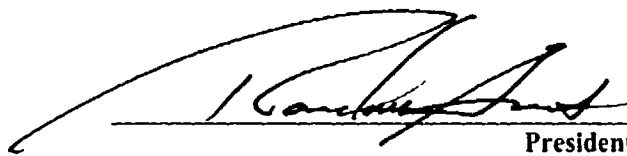

Speaker of the House

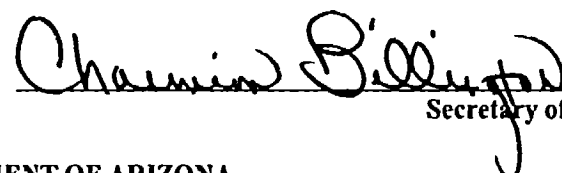

Chief Clerk of the House

Passed the Senate February 13, 2002,

by the following vote: 28 Ayes,

1 Nays, 1 Not Voting


President of the Senate

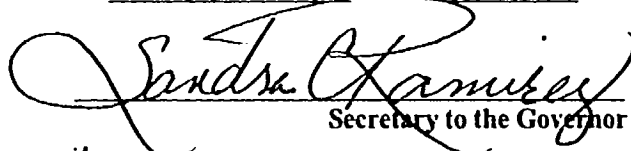

Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

17 day of April, 2002

at 11:14 o'clock A M.


Secretary to the Governor

Approved this 23 day of

April, 2002

at 10:25 o'clock P M.


Governor of Arizona

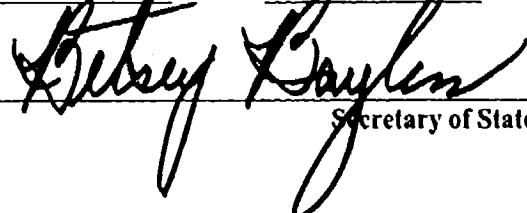
EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 23 day of April, 2002

S.B. 1053

at 3:29 o'clock P M.


Secretary of State